



City Council Agenda

Council President
Brad Castillo

Councilmembers

Tom Boyajian
Brian Calhoun
Mike Dages

Jerry Duncan
Henry T. Perea, Acting President
Cynthia Sterling

City Manager
Daniel G. Hobbs

City Clerk
Rebecca E. Klisch , CMC

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 621-7650

The City Council welcomes you to this meeting.

TUESDAY, MAY 4, 2004

If you would like to speak, fill out a speaker request form available from the City Clerk's Office and in the Council Chambers. The agenda is available on www.ci.fresno.ca.us. The Council meeting can also be heard live at the same web site address.

8:30 A.M. ROLL CALL

Invocation by Councilmember Dages

Pledge of Allegiance to the Flag

SPCA Pet of the Month - Councilmember Calhoun

1. Proclamation of "BE KIND TO ANIMALS WEEK" - Councilmember Calhoun

Proclamation of "PEACE OFFICERS' MEMORIAL DAY" - Mayor Autry and All Councilmembers

Proclamation of "EOC Foster Grandparent Program Day" - Acting President Perea

Proclamations to "GEORDIE JONES, THOMAS RICHARDS AND GARY BRUNO" - Councilmember Boyajian

Proclamation of "WORLD ASTHMA DAY" - Council President Castillo

Council action on unscheduled items, if any, shall be limited to referring the item to staff for a report and possible scheduling on a future Council agenda. For each matter considered by the Council, there will first be a staff presentation, followed by a presentation from the project applicant. Testimony from those in attendance will then be taken. All testimony given will be limited to three minutes per person.

The three lights on the podium next to the microphone will indicate the amount of time remaining for the speaker. The green light will be turned on when the speaker begins. The yellow light will come on with one minute remaining and one tone will sound. The speaker should be completing the testimony by the time the red light comes on and two tones sound, indicating that time has expired.

Approve minutes of April 27 and 30, 2004

Action Taken:

Councilmember Reports and Comments

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

1. **GENERAL CONSENT CALENDAR**

(All consent calendar items are considered to be routine and will be treated as one agenda item. The Consent Calendar will be enacted by one motion. Public comment on the Consent Calendar is limited to three (3) minutes per speaker. There will be no separate discussion of these items unless requested by a Councilmember, in which event the item will be removed from the Consent Calendar and will be considered at 2:00 p.m.)

- A. Reject all bids for wireless data communication system - General Services Dept./Police Dept.
Action Taken:
- B. Approve an amended agreement with the United Way of Fresno County to continue the Weed and Seed Program - Police Dept.
Action Taken:
1. * **RESOLUTION - 83rd** amendment to AAR No. 2003-209 appropriating \$102,600 for the Weed and Seed Program in the southeast and southwest policing districts ***(Requires 5 affirmative votes)***
Action Taken:
- C. Authorize the acceptance of Fiscal Year 2004 grant funds from the State of California Office of Traffic Safety - Police Dept.
Action Taken:
1. * **RESOLUTION - 82nd** amendment to AAR No. 2003-209 appropriating \$47,800 from the Fresno Police Department's California Seat Belt Compliance Campaign (CSBCC) FY 2004 Grant Program ***(Requires 5 affirmative votes)***
Action Taken:

1. **GENERAL CONSENT CALENDAR CONTINUED**

- D. **RESOLUTION** - Approving the Final Map of Tract No. 5127 and accepting dedicated public uses therein; authorize the Public Works Director, Public Utilities Director and Planning and Development Director to execute the necessary documents - Planning and Development Dept.
Action Taken:
- E. Approve and authorize a Successor AB 939 Memorandum of Understanding (MOU) between the County of Fresno and the City for the coordination and countywide management of Household Hazardous Wastes (HHW) and related education and public information - Department of Public Utilities
Action Taken:
- F. Approve the acquisition of street right-of-way from land at the northwest corner of North and East Avenues (328-032-28) for the North Avenue Street widening project - Public Works Dept.
Action Taken:
- G. Approve Second Amendment to Agreement with Provost and Pritchard Engineering Group, Inc., for professional engineering services for widening of Herndon Avenue between Weber Avenue and Polk Avenue - Public Works Dept.
Action Taken:
- H. * **RESOLUTION** - Approving payment to Rotary Park Storyland (Playland) of up to \$70,000 for the purchase of primary general liability insurance covering the period from May, 2004 through April 2005 - Personnel Services Dept.
Action Taken:

SCHEDULED COUNCIL HEARINGS AND MATTERS

- 10:00 A.M. HEARING** to consider Rezone Application No. R-03-22, and environmental findings, filed by Francisco Alvarado, for a 0.2-acre parcel of land located on the northwest corner of North Van Ness Avenue and the Freeway 180 on-ramp (***Property located in District 3***) - Planning and Development Dept.
Action Taken:
1. Consider and adopt a Categorical Exemption for Environmental Assessment No. R-03-22
Action Taken:
 2. **BILL** - Amending the Official Zone Map to rezone **from** the C-5 (*General Commercial*) zone district **to** the C-6 (*Heavy Commercial*) zone district
Action Taken:
- 10:15 A.M. HEARING** to consider Rezone Application No. R-03-71, and environmental findings, filed by Robert and Mary Sadlek, for a 1.2-acre parcel of land located on the northeast corner of North Marks and West Sierra Avenues (***Property located in District 2***) Planning and Development Dept.
Action Taken:
1. Consider and adopt Environmental Assessment No. R-03-71, Finding of Conformity to the 2025 Fresno General Plan Master Environmental Impact Report (MEIR No. 10130)
Action Taken:
 2. **BILL** - Amending the Official Zone Map to rezone **from** the R-A (*Single Family Residential*) zone district **to** the R-1-C (*Single Family Residential*) zone district

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

- 10:30 A.M. HEARING** to consider Rezone Application No. R-04-05, and environmental findings, filed by Daniel Eliseian, for a 0.36-acre parcel of land located on the north side of West Amador Avenue between South Arthur and South Thorne Avenues (***Property located in District 3***) Planning and Development Dept.

Action Taken:

1. Consider and adopt Environmental Assessment No. R-04-05/TPM-2004-02, Finding of Conformity to the 2025 Fresno General Plan Master Environmental Impact Report (MEIR No. 10130)

Action Taken:

2. **BILL** - Amending the Official Zone Map to rezone **from** the R-1 (*Single Family Residential*) zone district **to** the R-2-A (*Low Density Multiple Family Residential, One Story*) zone district

Action Taken:

- 10:45 A.M. HEARING** to consider Rezone Application No. R-04-06, and environmental findings, filed by Pearl Donato, for a 0.65-acre parcel of land located on the south side of East Iowa Avenue between North Fine and North Willow Avenues (***Property located in District 7***) Planning and Development Dept.

Action Taken:

1. Consider and adopt Environmental Assessment No. R-04-06/TPM-2003-22, Finding of Conformity to the 2025 Fresno General Plan Master Environmental Impact Report (MEIR No. 10130)

Action Taken:

2. **BILL** - Amending the Official Zone Map to rezone **from** R-A (*Single Family Residential-Agricultural*) zone district **to** the R-1 (*Single Family Residential*) zone district.

Action Taken:

2:00 PM #1

CONTESTED CONSENT ITEMS

2:00 PM #2

CLOSED SESSION OF THE REDEVELOPMENT AGENCY

- A. Public Employee Performance Evaluation - Government Code Section 54957 - Councilmember Dages

Title: Redevelopment Agency Executive Director Dan Fitzpatrick

Action Taken:

3:00 P.M.

REGULAR MEETING OF THE FRESNO REDEVELOPMENT AGENCY

Approve Agency Minutes of April 27, 2004

Action Taken:

3:00 P.M.

REGULAR MEETING OF THE FRESNO REDEVELOPMENT AGENCY - CONTINUED

- A. Award a contract to Garcia Paving Company, Inc. of Fresno for Elm Avenue beautification from Jensen Avenue to North Avenue **(Agency action)**
Action Taken:

ADJOURN AGENCY

2. **GENERAL ADMINISTRATION**

- A. Approve an addendum to the HOME Investment Partnership Program agreement between the City of Fresno and the Coalition for Urban Renewal Excellence (CURE) allowing for the purchase of City-owned residential property by CURE - Planning and Development Dept.
Action Taken:
- B. Approve a contract with the Fresno Rescue Mission Inc., to provide alternative placement of inebriated individuals to the Fresno Police Dept. - Police Dept.
Action Taken:

3. **CITY COUNCIL**

- A. Consider setting a hearing on an appeal of the Planning and Development Director's approval of Conditional Use Permit Application No. C-02-226 filed by Wilkins Enterprises, for 20± acres located at the northeast corner of West Herndon and North Valentine Avenues - Councilmember Calhoun
Action Taken:
- B. Direct staff to change the designation of Basin B-F from Groundwater Recharge Basin to Basin Park designation - Councilmember Dages
Action Taken:

**PUBLIC COMMENT PERIOD - No Council action except to place on future agenda.
Presentation limited to three (3) minutes.**

- A. **SCHEDULED PUBLIC COMMENT -**
- B. **UNSCHEDULED COMMUNICATION -** Members of the public may address the Council regarding items that are not listed on the agenda and within the subject matter jurisdiction of the Council. Each person is limited to a three (3) minute presentation. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date.

SCHEDULED COUNCIL HEARINGS AND MATTERS

May 11 - 10:00 A.M. Presentation by Public Safety Commission

May 11 - 10:30 A.M. HEARING re: Rezone Appl. No. R-03-55, filed by Bennett Development, Inc.

May 11 - 10:40 A.M. HEARING re: Rezone Appl. No. R-03-61, filed by Artel Farms, Inc.

May 11 - 10:45 A.M. HEARING re: Rezone Appl. No. R-03-68, filed by Ciao Properties

May 11 - 10:50 A.M. HEARING re: Plan Amendment No. A-03-14, Rezone Appl. No. R-04-23, filed by McMillin Homes

May 11 - 2:30 P.M. WORKSHOP re: Historic Preservation, Public Art, and Green Building

May 11 - 5:00 P.M. HEARING re: Rezone Application No. R-03-12, filed by Logan Montemagni and Associates on behalf of Marathon Properties, LLC

May 18 - 10:00 A.M. HEARING regarding Community Facilities District No. 2, Annexation No. 68 Final Tract Map No. 5163 -Public Works Dept.

June 1 - NO MEETING - MEMORIAL DAY

July 6 - NO MEETING - COUNCIL VACATION

July 13 - NO MEETING - COUNCIL VACATION

July 15 - 2:30 P.M. WORKSHOP re: ADA Advisory Council - Public Works Dept. (1 Hour)

FUTURE WORKSHOP *(Dates to be determined)*

WORKSHOP re: Consideration of additional services to be provided by Community Facilities Districts in the City of Fresno - Public Works Dept.

WORKSHOP re: Urban forest - Parks, Recreation and Community Services Dept. and Public Works Dept. -

JOINT WORKSHOP regarding Caltrans and City Partnership - Public Works and Planning and Development Depts. - Council President Castillo

WORKSHOP re: Bike Advisory Committee - Public Works Dept.